IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

GINA POLO, Individually and as Independent Administrator of the Estate of DANIEL PAREDES, Deceased,	)	
Plaintiff,	)	Case No. 15-C-3644
v.	)	Judge Matthew F. Kennelly
COOK COUNTY, a Municipal Corporation, THOMAS J. DART, Cook County Sheriff; and JOHN DOES, currently unknown individual employees and/or agents of the foregoing,	)	
Defendants.	)	

MOTION FOR EXTENSION OF TIME FOR RULE 26(A)(2) EXPERT DISCLOSURES

NOW COMES, the Plaintiff, GINA POLO, through her attorneys, Anthony J. Peraica and Jennifer Hill of Anthony J. Peraica & Associates, Ltd., and pursuant to Rule 6(b) of the Federal Rules of Civil Procedure, move this Honorable Court for an extension of time to disclose Rule 26(a)(2) Experts and in support thereof state as follows:

1. Plaintiff's complaint alleged violations under 42 U.S.C. §1983, *Monell*, wrongful death-negligence, and indemnity.

2. After extensive motion practice and discovery, the Court set an expert disclosure schedule on January 30, 2017, where plaintiff is to provide her disclosures by March 31, 2017, the defendants by May 1, 2017 and expert discovery to close on June 2, 2017. See Docket #97.

3. On or about December 20, 2016, Plaintiff's counsel has disclosed our damages/economics expert, Stan Smith, on the loss of life of Daniel Parades.

4. On January 30, 2017, Plaintiff's counsel took the depositions of Joseph Land and

Brian Peterson who were involved in the transport and care of Parades before he died.

5. Plaintiff's counsel has had a difficult time in obtaining a medical expert knowledgeable in jail medicine. We have reached out to several experts but only recently heard back from one in California that would be willing to look over the records but there is not enough time for him to review the records prior to the expert disclosure deadline on March 31, 2017.

6. Plaintiff's counsel in addition to attempting to locate a medical expert for the case at issue, has been busy handling appeals and other large cases before this Honorable Court, including but not limited to:

a. *Jakupovic v. Curren et al*., 16-3374, U.S. Court of Appeals for the Seventh Circuit, our appellant reply brief filed on January 11, 2017 and oral argument on February 8, 2017;

b. *Mancari v. Colvin*, 16-3122, U.S. Court of Appeals for the Seventh Circuit, our appellant reply brief filed on January 24, 2017 and oral argument on February 15, 2017;

c. *Catinella v. County of Cook et al.*, 16-2278, U.S. Court of Appeals for the Seventh Circuit, our appellant reply brief due on February 28, 2017, oral arguments were set for April 4, 2017 but then cancelled by the Court;

d. *Topinka v. Kimme et al.*, 16-1000, Illinois Appellate Court for the 1st District, oral arguments had on March 8, 2017;

e. *Society of American Bosnians and Herzegovinians v. City of Des Plaines*, 13 cv 6594, summary judgment decision issued on February 26, 2017; and

f. *Gonzales v. Madigan et al., 16 cv 7915*, amended complaint filed on March 29, 2017,

in addition to other files.

7. Plaintiff's counsel brings this motion in good faith and requests an extension of time to and including May 15, 2017 for plaintiff's disclosure of Rule 26(a)(2) experts.

8. Plaintiff's counsel has asked Defendants' counsel whether they oppose this motion. Counsel for Cook County and the Defendant Doctors, Tom Cargie, objects to the extension of time. As of the time of filing of the motion, plaintiff's counsel has not heard from Counsel for the Sheriff Dart and Defendant Officers, Thomas Nowinski.

9. Any prejudice to the Defendants if this motion was granted would be minimal, while the prejudice to the Plaintiff if it was not granted would be great.

WHEREFORE, Plaintiff, GINA POLO, prays that this Honorable Court grant her an extension of time to provide the Rule 26(a)(2) Expert Disclosures to and including May 15, 2017, and for such other relief that this Honorable Court deems equitable and just.

Respectfully submitted,
ANTHONY J. PERAICA & ASSOCIATES, LTD.

By: /s/ Anthony J. Peraica
Anthony J. Peraica

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